

IFW

2143/11

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| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | | Application No. | 09/966,830 |
| | | Filing Date | September 28, 2001 |
| | | First Named Inventor | David A. Bottom |
| | | Art Unit | 2143 |
| | | Examiner Name | Neurauter, George C. |
| Total Number of Pages in This Submission | 6 | Attorney Docket Number | 42390P12322 |

| ENCLOSURES (check all that apply) | | |
|---|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">- First Class Certificate of Mailing; and - the stamped return postcard.</div> |
| Remarks | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|---|
| Firm or Individual name | Aslam A. Jaffery, Reg. No. 51,841 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP |
| Signature | |
| Date | 12-30-05 |

| CERTIFICATE OF MAILING/TRANSMISSION | | | |
|---|------------------|------|----------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. | | | |
| Typed or printed name | Krista Mathieson | | |
| Signature | | Date | 12/30/05 |



FEE TRANSMITTAL for FY 2005

Patent fees are subject to annual revision.

Complete if Known

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|----------------------|----------------------|
| Application Number | 09/966,830 |
| Filing Date | September 28, 2001 |
| First Named Inventor | David A. Bottom |
| Examiner Name | Neurauter, George C. |
| Art Unit | 2143 |
| Attorney Docket No. | 42390P12322 |

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 180.00

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please identify):

☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayment of fee(s) ☒ Credit any overpayments
under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

FEE CALCULATION

1. EXTRA CLAIM FEES

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|---|----------|
| 24 | 26* | 0 | \$0.00 |
| 5 | 5* | 0 | \$0.00 |
| Multiple Dependent | | | |
| Large Entity | Small Entity | | |
| Fee Code | Fee Code | Fee Description | |
| 1202 50 | 2202 25 | Claims in excess of 20 | |
| 1201 200 | 2201 100 | Independent claims in excess of 3 | |
| 1203 360 | 2203 180 | Multiple Dependent claim, if not paid | |
| 1204 300 | 2204 150 | **Reissue independent claims over original patent | |
| 1205 300 | 2205 150 | **Reissue claims in excess of 20 and over original patent | |
| SUBTOTAL (1) | | (\$) | 0.00 |

**or number previously paid, if greater, For Reissues, see below

2. ADDITIONAL FEES

| Large Entity | Small Entity | Fee Description | Fee Paid |
|---------------------|--------------|--|----------|
| Fee Code | Fee Code | | |
| 1051 130 | 2051 65 | Surcharge - late filing fee or oath | |
| 1052 50 | 2052 25 | Surcharge - late provisional filing fee or cover sheet. | |
| 2053 130 | 2053 130 | Non-English specification | |
| 1251 120 | 2251 60 | Extension for reply within first month | |
| 1252 450 | 2252 225 | Extension for reply within second month | |
| 1253 1,020 | 2253 510 | Extension for reply within third month | |
| 1254 1,590 | 2254 795 | Extension for reply within fourth month | |
| 1255 2,160 | 2255 1,080 | Extension for reply within fifth month | |
| 1401 500 | 2401 250 | Notice of Appeal | |
| 1402 500 | 2402 250 | Filing a brief in support of an appeal | |
| 1403 1,000 | 2403 500 | Request for oral hearing | |
| 1451 1,510 | 2451 1,510 | Petition to institute a public use proceeding | |
| 1460 130 | 2460 130 | Petitions to the Commissioner | |
| 1807 50 | 1807 50 | Processing fee under 37 CFR 1.17(q) | |
| 1806 180 | 1806 180 | Submission of Information Disclosure Stmt | 180.00 |
| 1809 790 | 1809 395 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 1810 790 | 2810 395 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| Other fee (specify) | | | |
| SUBTOTAL (2) | | (\$) | 180.00 |

SUBMITTED BY

Complete (if applicable)

| | | | | | |
|-------------------|------------------|-----------------------------------|--------|-----------|----------------|
| Name (Print/Type) | Aslam A. Jaffery | Registration No. (Attorney/Agent) | 51,841 | Telephone | (303) 740-1980 |
| Signature | | | | Date | 12-30-05 |



Docket No.: 42390P12322

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
In Re the Application of:

DAVID A. BOTTOM, ET AL.

Art Group: 2143

Application No.: 09/966,830

Examiner: Neurauter, George C.

Filed: September 28, 2001

For: **A MODULAR SERVER
ARCHITECTURE WITH
HIGH-AVAILABILITY MANAGEMENT
CAPABILITY**

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In accordance with the duty of disclosure, enclosed is a copy of IDS Citation Form PTO/SB/08 or PTO-1449, together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed). This IDS and IDS Citation Form are being submitted before the mailing of a final Office Action. It is respectfully requested that the cited references be considered and that the enclosed copy of PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

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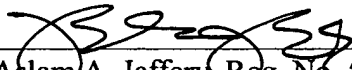
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The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability.

Respectfully submitted,

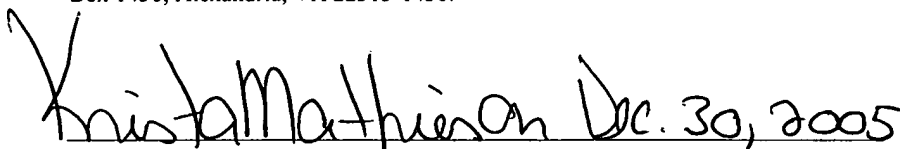
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

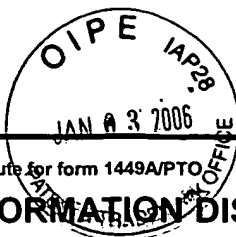
Date: 12-30-05


Aslam A. Jaffery, Reg. No. 51,841

12400 Wilshire Boulevard, 7th Floor
Los Angeles, CA 90025
Telephone: (303) 740-1980

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Krista Mathieson *Dec. 30, 2005*
Krista Mathieson *Date*



Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

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of

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Complete if Known

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|------------------------|----------------------|
| Application Number | 09/966,830 |
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| First Named Inventor | David A. Bottom |
| Art Unit | 2143 |
| Examiner Name | Neurauter, George C. |
| Attorney Docket Number | 42390P12322 |

U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No.† | Document Number | Publication Date or Issue Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|-----------------------|--------------|--------------------------------|---|--|---|
| | | Number - Kind Code* (if known) | | | |
| | | US-6,025,989 | 02-15-2000 | Ayd, et al. | |
| | | US-6,035,356 | 03-07-2000 | Khan, et al. | |
| | | US-6,411,506 | 06-25-2002 | Hipp, et al. | |
| | | US-5,488,541 | 01-30-1996 | Mistry, et al. | |
| | | US-6,452,809 | 09-17-2002 | Jackson, et al. | |
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FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No.† | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T* |
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| | | Country Code* - Number* - Kind Code* (if known) | | | | |
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

†Applicant's unique citation designation number (optional). *See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. †Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). *For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. *Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. *Applicant is to place a check mark here if English language Translation is attached.

Based on PTO/SB/08A (08-03) as modified by Blakely, Solokoff, Taylor & Zafman (wtr) 08/11/2003.

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